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WARREN TAVENIERE

Plaintiff,

(HB)
Civil Action No. 08 CV 05514 (DKL)

- against -

**STIPULATION AND ORDER
OF REMAND**

FOSTER WHEELER, LLC *et al.*,

Defendants.
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WHEREAS, Defendant Foster Wheeler, LLC ("FW") has removed this action; and

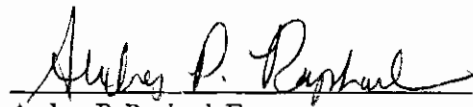
WHEREAS, FW has now agreed that this action shall be remanded to the State Court
where it was originally filed; and

WHEREAS, no other party has sought removal, and the time to do so under 28 U.S.C.

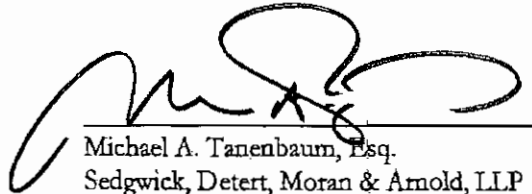
§ 1446(b) has expired;

NOW THEREFORE, it is hereby stipulated and agreed between Plaintiff and FW that this
action shall be remanded to the State Court where it was originally filed.

Dated: July 1, 2008



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Counsel for Foster Wheeler, LLC

The Clerk of Court shall close the case
and terminate any pending motions.
SO ORDERED:



~~PETER K. LEISURE~~ HAROLD BACK JR.
United States District Court Judge

Dated: July 1, 2008

USDS SDNY
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